

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :	Zvi Yaniv	Art Unit :	1762
Serial No. :	10/633,335	Examiner :	Elena Tsoy
Filed :	August 1, 2003	Conf. No. :	4189
Title :	REMOTE IDENTIFICATION OF EXPLOSIVES AND OTHER HARMFUL MATERIALS		

**Mail Stop Appeal Brief - Patents**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


REPLY BRIEF

In the Examiner's Answer, dated June 6, 2007, with respect to the § 102 rejection, the Examiner has asserted that the *Hubby* and *Ouellet* references have been cited in support of the assertion that physisorption is inherently disclosed in the primary reference. However, regardless of whether or not such physisorption is described in the *Hubby* and *Ouellet* references, citing them as the Examiner has done, does not in any way prove that such physisorption necessarily flows from the teachings of the primary reference. The Examiner has still not met the burden of showing how physisorption is inherent within the primary reference. MPEP § 2112. With respect to the remainder of the Examiner's responses in the Examiner's Answer, Applicants consider that such responses do not overcome Applicants' arguments in the Appeal Brief.

Please apply any necessary charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: July 5, 2007

  
\_\_\_\_\_  
Kelly K. Kordzik  
Reg. No. 36,571

Fish & Richardson P.C.  
One Congress Plaza, Suite 810  
111 Congress Avenue  
Austin, TX 78701  
Telephone: (512) 226-8148  
Facsimile: (512) 320-8935  
11022738.doc